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Send to: Examiner Christopher Yaen      FAX: 1-703-746-7646  
U.S.PTO at Group 1642

From: Nathan A. Machin      Date: September 3, 2003  
Corporate Counsel/Patent Counsel  
206-587-0430 Ext. 56779

No. of pages including this page: 3

**Please deliver to Examiner Yaen at Group 1642**

**Re: Attached is the resent copy of the Notice of Appeal  
mailed on June 13, 2003, along with the date-stamped  
return receipt postcard.**

**Serial No. 09/742,454  
Filed: December 19, 2000  
Steven R. Wiley  
TWEAK RECEPTOR  
Attorney Docket No. 2968-B**

If transmission problems occur contact Kathleen Prindle at 206-587-0430 Ext. 54420.

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Mailed: June 13, 2003

(NAM/kfp) Docket No. 2968-B

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Applicant: Steven R. Wiley  
Serial No: 09/742,454  
Filed: December 19, 2000  
For: TWEAK RECEPTOR

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Mailed: June 13, 2003

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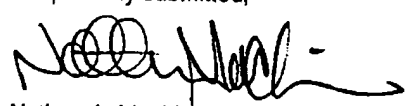
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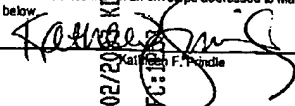


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<b>NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO BOARD OF PATENT APPEALS AND INTERFERENCES</b>			<b>ATTORNEY'S DOCKET NO.:</b> 2968-B	
<b>SERIAL NO:</b> 09/742,454	<b>FILING DATE:</b> December 19, 2000	<b>EXAMINER:</b> C.H. Yaen		<b>GROUP ART UNIT</b> 1642
<b>IN RE APPLICATION OF:</b> Steven R. Wiley				
<b>For:</b> TWEAK RECEPTOR				
<b>Mail Stop AF</b> Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450				
<b>TO THE COMMISSIONER FOR PATENTS:</b>  Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 17, 2002, of the Primary Examiner finally rejecting claims 39 and 58-90. Claims 46-57 also are pending. They are not subject to a rejection, therefore Applicant respectfully requests that they be indicated as allowed.  <input type="checkbox"/> Notice of Appeal fee not required (fee paid in prior appeal of this application) <input checked="" type="checkbox"/> Notice of Appeal fee \$320.00 (37 CFR 1.17 (b)) <input type="checkbox"/> Applicant(s) petition(s) under 37 CFR 1.136 for an extension of time to file the foregoing Notice of Appeal as follows: <input type="checkbox"/> One month (\$110.00) <input type="checkbox"/> Two months (\$410.00) <input type="checkbox"/> Three months (\$930.00)  Please charge Deposit Account No. 09-0089 in the name of Immunex Corporation in the amount of \$ 320.00. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 09-0089. An original and one copy are enclosed.				
Respectfully submitted,  Nathan A. Machin Attorney for Applicant(s) Registration No.: 47,763 Phone: (206) 265-6779 Date: June 13, 2003				
Please send all future correspondence to:  Immunex Corporation Law Department 51 University Street Seattle, Washington 98101 (206) 587-0430				

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below.

June 13, 2003  
Date  
Katherine F. Prindle0974247  
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10/02/2003  
01 FC: 10/02/2003

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